

ORIGINAL

EX PARTE OR LATE FILED

MICHAEL S. SCHOOLER DEPUT GENERAL COUNSE:

June 14, 2000

ERRATUM

Ms. Magalie R. Salas
Office of the Secretary
Federal Communications Commission
445 12th Street, SW, TW-A325
Washington, D.C. 20554

Re: WT Docket No. 99-168

Dear Ms. Salas:

On June 6, 2000, NCTA filed four (4) ex parte letters in the above-captioned docket which were accepted by your office. Two of those letters inadvertently omitted the docket number. Therefore, we are submitting a corrected version of each letter to be included in this docket.

If you have any questions about this matter, please contact the undersigned.

Respectfully submitted,

Michael S. Schooler

MSS:smp

Enclosure

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DANIEL L. BRENNER
SENIOR VICE PRESIDENT FOR LAW &
REGULATORY POLICY

June 6, 2000

EX PARTE

Ms. Magalie Roman Salas Secretary Federal Communications Commission 445 12th Street, S.W. Washington, D.C. 20554

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Dear Ms. Salas:

On June 5, 2000, Diane Burstein and Michael Schooler met with Karen Onyeije and Clint Odom, Legal Advisors to Chairman Kennard, to discuss a matter related to the above-captioned proceeding.

Some parties have asked the Commission to clarify in this proceeding whether a broadcast licensee in the 700 MHz band who chooses to vacate its analog channel prior to the end of the transition period when it is required by law to do will, during the remainder of the transition period, continue to be carried on cable systems. We argued that this is not the appropriate proceeding in which to resolve the manner and extent to which cable operators may be required to carry the programming transmitted on broadcasters' digital channels, and in no circumstances should the Commission impose any additional must-carry costs or burdens on cable operators in this proceeding.

We suggested, however, that if a broadcaster whose analog channel is being carried pursuant to the Commission's must-carry rules vacates its analog channel prior to the end of the transition and provides the same programming on its digital channel, it may not be objectionable for the cable operator to continue to carry that programming, in analog format, on the same channel on which it had been carrying the analog signal – provided that the television station presents an analog feed of its television signal to the cable operator at the headend.

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Daniel L. Brenner

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cc:

Karen Onyeije Clint Odom



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PEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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